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Attorneys for Defendant
SUNBEAM PRODUCTS, INC.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION

KATHLEEN HOENOW, an individual,
Plaintiff,

v.

SUNBEAM PRODUCTS, INC., a Florida
corporation,
Defendant.

Case No. 2:22-cv-00747-JAM-CKD
District Judge John A. Mendez
Courtroom 6

**AMENDED STIPULATION FOR
EXTENSION OF TIME FOR
PRETRIAL DATES AND ORDER**

Complaint filed: 05/02/2022
Trial date: 04/15/2024

Plaintiff Kathleen Hoenow (“Plaintiff”) and Sunbeam Products, Inc. (“Sunbeam”), (collectively, the “Parties”) hereby stipulate, pursuant to the approval of the Court, to an extension governing the deadlines for the dates currently set forth in The Pretrial Order (Doc No. 11) (“Stipulation”). In support of the Stipulation, the Parties state as follows:

1. Plaintiff filed her complaint for personal injuries on May 2, 2022. (Doc 1).
- 1). Defendant Sunbeam filed an answer to the complaint on May 27, 2022. (Doc 6).
2. Trial in this matter was set for January 22, 2024. (Doc. 11). This

1 Stipulation does not request a change of the trial date.

2 3. On July 8, 2022, the Court issued a case management and pretrial order
3 containing the following deadlines:

- 4 - EXPERT DISCLOSURE –INITIAL: June 5, 2023
- 5 - EXPERT DISCLOSURE – REBUTTAL: June 19, 2023
- 6 - EXPERT DISCOVERY CUTOFF: July 3, 2023
- 7 - FACT DISCOVERY CUTOFF: July 3, 2023
- 8 - DISPOSITIVE MOTION FILING DEADLINE: August 11, 2023
- 9 - DISPOSITIVE MOTION HEARING DEADLINE: October 17, 2023
- 10 - TRIAL DATE: January 22, 2024

11 4. The Parties submitted an stipulation and proposed order to extend these
12 deadlines, but the Court could not accommodate pursuant to its only schedule.

13 5. Plaintiff's deposition was taken on May 5, 2023. Sunbeam and Plaintiff
14 responded to each other's written discovery in October of 2022 and January of 2023,
15 respectively.

16 6. Despite both Parties' cooperation and best attempts to schedule a
17 mediation with a mutually agreeable mediator, such mediator was not available until
18 June 26, 2023. Accordingly, Parties scheduled a mediation on June 26, 2023, with
19 mediator Byron Rabin of Judicate West.

20 7. In an attempt to be mindful of judicial economy an in order to minimize
21 costs and expenses on behalf of Parties, efforts have been made since the outset of
22 the case to attempt to resolve the matter through ADR before the deadline for expert
23 discovery, fact discovery and the deadline to file a potential dispositive motion.
24 Indeed, the reason Parties request an extension of dates in this Stipulation is so that
25 they fall after the current June 26, 2023 mediation date.

26 8. Parties have not requested any prior continuances in this matter.

27 9. So that Parties can complete their investigation preparation to have
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sufficient information from which to engage in a meaningful mediation, and in an attempt to resolve the matter through ADR before expert discovery and related deadlines, Parties request an extension of the following deadlines and dates:

Accordingly, IT IS HEREBY AGREED, STIPULATED, AND REQUESTED THAT by and between the Parties signatory to this Joint Stipulation, the following deadlines be extended as follows:

1. INITIAL EXPERT DISCLOSURE deadline until July 31, 2023.
2. REBUTTAL EXPERT DISCLOSURE be extended until August 14, 2023.
3. EXPERT DISCOVERY CUT OFF be extended until September 1, 2021.
4. FACT DISCOVERY CUTOFF be extended be extended until September 1, 2021.
5. DISPOSITIVE MOTION FILING DEADLINE be extended until October 17, 2023
6. DISPOSITIVE MOTION HEARING DEADLINE be extended until December 12, 2023.
7. JOINT MID-LITIGATION STATEMENT FILING DEADLINE be extended until August 18, 2023.
8. FINAL PRETRIAL CONFERENCE be extended until February 16, 2024 at 11:00 am.
9. JURY TRIAL be extended to April 15, 2024 at 9:00 am.

Dated: May 26, 2023

GOLDBERG SEGALLA LLP

By: /s/ Joseph R. Coriaty
JOSEPH R. CORIATY
Attorneys for Defendant SUNBEAM
PRODUCTS, INC.

1 DATED: May 26, 2023

JOHNSON BECKER PLLC

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3 By: /s/ Adam J. Kress (w/ permission)

4 ADAM J. KRESS

Admission Pro Hac Vice to be Filed

5 Associated Counsel for Plaintiff

6 KATHLEEN HOENOW

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ORDER

Pursuant to the Parties' Joint Stipulation, and good cause appearing, the Court hereby orders as follows:

1. INITIAL EXPERT DISCLOSURE deadline until July 31, 2023.
2. REBUTTAL EXPERT DISCLOSURE be extended until August 14, 2023.
3. EXPERT DISCOVERY CUT OFF be extended until **September 1, 2023**.
4. FACT DISCOVERY CUTOFF be extended be extended until **September 1, 2023**.
5. DISPOSITIVE MOTION FILING DEADLINE be extended until **October 17, 2023**.
6. DISPOSITIVE MOTION HEARING DEADLINE be extended until **December 12, 2023, at 01:30 PM**.
7. JOINT MID-LITIGATION STATEMENT FILING DEADLINE be extended until August 18, 2023.
8. FINAL PRETRIAL CONFERENCE be extended until **February 16, 2024, at 11:00 AM**.
9. JURY TRIAL be extended to **April 15, 2024, at 9:00 AM**.
10. Counsel shall contact Judge Mendez' courtroom deputy, M York, via e-mail at myork@caed.uscourts.gov, prior to filing a stipulation and proposed order to continue the dates set forth in this order.

IT IS SO ORDERED.

Dated: May 30, 2023

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE